

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :
: DANIEL ANTHONY GATELY : Group Art Unit 1612
: Filed: January 30, 1998 :
: Serial No. 09/016,641 :
: FOR: SILYLATED AND N-SILYLATED :
: COMPOUND SYNTHESIS :

RESPONSE TO NOTICE TO FILE MISSING PARTS
AND
REQUEST TO CORRECT FILING RECEIPT

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Box: Missing Parts

Sir:

Response to Notice

A "Notice to File Missing Parts of Application" was mailed April 29, 1998 in the subject application. Response is made as follows:

1. The Declaration for Patent Application was filed on March 6, 1998 (see enclosed Exhibit A - copy of postcard bearing said date).
2. See Exhibit B - executed Declaration for Patent Application.
3. See Exhibit C - Assignment and Cover Sheet.

4. See Exhibit D - Small Entity Declaration (a refund was made to the Deposit Account in connection with the filing of this small entity declaration).

5. See Exhibit E - Form PTO-1533.

Request to Correct

The "Filing Receipt" (see Exhibit F) is defective in two respects:

1. The filing date is incorrectly listed as January 3, 1998. The correct filing date is January 30, 1998. See Exhibit G (post card stamped by OIPE when application was filed and post card received with bar coded serial number and filing date thereon).

2. There is no indication that this application is a "small entity".

Accordingly, correction of the filing receipt is requested.



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Dated: May 20, 1998



Patent and Trademark Office
Address: COMPTONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NO./TITLE |
|--------------------|---------------------|-----------------------|---------------------------|
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09/016,641 01/03/98 GATELY

D

0362/0429

EDWARD S IRONS
SUITE 950
700 13TH STREET N W
WASHINGTON DC 20005

NOT ASSIGNED

1612

DATE MAILED: 04/29/98

NOTICE TO FILE MISSING PARTS OF APPLICATION *Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a

☐ small entity (statement filed) ☒ non-small entity is \$ 130.00.

☐ 1. The statutory basic filing fee is:

- ☐ missing.
- ☐ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☐ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
- ☐ does not cover the newly submitted items.
- ☐ does not identify the application to which it applies.
- ☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☐ 9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice MUST be returned with the reply.

Edward S. Irons
Customer Service Center
Initial Patent Examination Division (703) 308-1202